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Certified Letter # 7005 1820 0005 1765 8760

April 15, 2007

Yurok Tribal Council
Yurok Tribe
P.O. Box 1027
Klamath, California 95548

Re: Unlawful Waiver of Claims

Dear Council Members,

This letter is to confirm my public comments to the Council at the Tribal Council meeting held in Klamath California on April 14th 2007 @ 10 a.m.

As I stated at the meeting I believe that the Council has violated my constitutional and civil rights by signing and submitting Resolution #07-037 which provides an unconditional waiver of claims that the Yurok Tribe may have against the United States arising out of the provisions of the 1988 Hoopa-Yurok Settlement Act.

As the Yurok Constitution clearly states in Title IV– Duties and Powers of the Yurok Council, Section 5;

a) Except as otherwise reserved to the Tribal Voting Membership by this Constitution, the legislative power of the Yurok Tribe is delegated by the Voting Membership to the Yurok Council, and in the exercise thereof the Yurok Tribal Council shall have the authority to enact legislation, rules and regulations not inconsistent with this Constitution to further the objectives of the Yurok Tribe as reflected in the Preamble to this Constitution: administer and regulate affairs, persons and transactions within Tribal Territory; enact civil and criminal laws; promulgate policies regarding elected Tribal officials' and Tribal employees' use, possession or sale of illegal drugs, and the unlawful use or abuse of legal drugs and controlled substances; manage Tribal lands and assets and appropriate and authorize the expenditure of funds owned by or available to the Yurok Tribe; charter and regulate corporations and entities of all kinds; provide for the exclusion of persons and/or entities from Tribal affairs and/or Tribal Territory under appropriate circumstances; and obtain and generate revenue for Tribal purposes through taxation and fees upon income, property, transactions and sales within Tribal Territory; provided however, that laws that effect the fundamental rights of Tribal members, such as taxation of Tribal members, and the Waiver of claims issue shall not be effective until approved in a referendum among the Tribal Voting Membership pursuant to Article XI of this Constitution.

The unconditional waiver of claims submitted to Ross O. Swimmer, Special Trustee for American Indians, through Resolution # 07-037 on March 21, 2007 was not submitted to the Tribal membership for a referendum vote.

I believe the Yurok Tribal Council has not only violated the fundamental rights of all tribal members but have violated their oath of office in the most aggressive way, with those same actions. In your oath of office you solemnly swear to uphold and defend the Constitution, sovereignty and traditions of the Yurok Tribe, and perform your duties with honesty and fidelity.

Furthermore the Council's refusal to release any pertinent information to Tribal members until after the 2007, April 20th date, (the date consistent with the US Department of Interior action to distribute the funds to the Tribe) only further binds our efforts to protect and preserve our constitutional and civil rights.

Sincerely,

Judith Marasco
Yurok Tribal Member

Cc: File
Legal